

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Sakurai et al

Art Unit: 2615

Serial No.: 10/714,175

Confirmation No.: 2913

Filed: November 14, 2003

Examiner: Andrew C. Flanders

Docket: TI-35254

For: FIXED-SIZE CROSS-CORRELATION COMPUTATION METHOD FOR AUDIO TIME
SCALE MODIFICATION

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Petitioner, Texas Instruments Incorporated, a Delaware Corporation having a mailing address P.O. Box 655474, Mail Station 3999, Dallas, Texas 75265, is the owner of 100 percent interest in this application as recorded at Reel 015297, Frames 0517 to 0519. Petitioner hereby disclaims the terminal part of any patent granted on this application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior United States Patent Nos. 6,982,377 and 7,328,076. Petitioner hereby agrees that any patent so granted on this application shall be enforceable only for and during such period that the legal title to such patent shall be the same as the legal title to United States Patent Nos. 6,982,377 and 7,328,076. This Agreement runs with any patent granted on this application and is binding on the grantee, its successors or assigns.

In making this disclaimer, petitioner does not disclaim the terminal part of any patent granted on this application that would

extend beyond the expiration of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patents, as presently shortened by any terminal disclaimers, in the event that the prior patents later: expire for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned (whose title is supplied below) is empowered to act on behalf of the corporation.

The undersigned has reviewed the evidentiary document(s) listed above and certifies that to the best of his knowledge and belief, title is in the assignee seeking to take the action stated above.

Please charge any necessary fee to Deposit Account No. 20-0668. This form is submitted in triplicate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity the application any patent issued thereon.

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Respectfully submitted,

/Robert D. Marshall, Jr./
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